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To: U.S. PATENT AND TRADEMARK OFFICE Facsimile: 703/872-9306
Attn: Examiner Kaushal
Group Art Unit: 1633

From: TIMOTHY A. WORRALL Date: January 9, 2004

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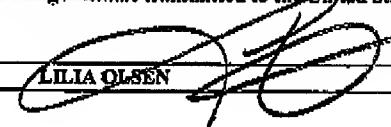
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the below correspondence is being facsimile transmitted to the United States Patent and Trademark Office on January 9, 2004.


LILIA OLSEN

DOCKET NO.: 546322000320

GROUP ART UNIT: 1633

EXAMINER: Mr. Kaushal

SERIAL NO.: 09/997,905

FILING DATE: November 30, 2001

TITLE: CONTGROL OF GENE EXPRESSION

Papers attached: Express Abandonment

1. Courtesy copy of Transmittal - 1 pg
2. Courtesy copy of EXPRESS ABANDONMENT UNDER 37 CFR 1.138 - 1 pg
3. Courtesy copy of Return Receipt Postcard (PTO rec'd 12/19/03) - 1 pg

Comments: Dear Examiner Kaushal,

please enter the attached EXPRESS ABANDONMENT which was previously mailed on December 19, 2003, at your earliest opportunity. Thank you. Timothy A. Worrall

**PLEASE SCAN AND ENTER THE "EXPRESS ABANDONMENT"
IMMEDIATELY - FORWARD TO EXAMINER KAUSHAL ASAP.**

Please type a plus sign inside this box → +

PTO/SB/21 (08-00)

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TRANSMITTAL FORM

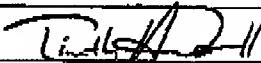
(To be used for all correspondence after initial filing)

TRANSMITTAL FORM		Application Number	09/897,905
		Filing Date	November 30, 2001
		First Named Inventor	Michael W. GRAHAM
		Group Art Unit	1633
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	2	Attorney Docket Number	546322000320

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)
Remarks		

**1. EXPRESS ABANDONMENT
UNDER 37 CFR 1.138 - 1 pg****2. RETURN RECEIPT
POSTCARD****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name	Timothy A. Worrell (54,552) MORRISON & FOERSTER LLP CUSTOMER NO. 20872
Signature	
Date	December 19, 2003

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Date: December 19, 2003

Name

(LILJA OLSEN)


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SF-1617919

PTO/SB/24 (D8-03)

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EXPRESS ABANDONMENT UNDER 37 CFR 1.138 Send completed form to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/997,905
	Filing Date	November 30, 2001
	First Named Inventor	Michael W. GRAHAM
	Art Unit	1633
	Examiner Name	Not Yet Assigned
	Attorney Docket No.	546322000320

Please check only one of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

1. Express Abandonment

I request that the above-identified application be expressly abandoned as of the filing date of this paper.

2. Express Abandonment in Favor of a Continuing Application

I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith.

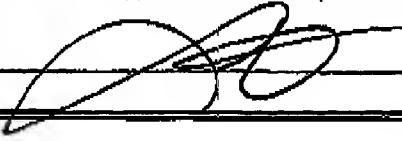
NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

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I am the:	<input type="checkbox"/> applicant,
	<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
	<input checked="" type="checkbox"/> Attorney or agent of record. Registration Number <u>54,552</u>
	<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a) (may act under 37 CFR 1.34(a) only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked.) Attorney or agent registration number if Acting under 37 CFR 1.34(a).
(Attorney or agent registration number)	
<u>December 19, 2003</u> Date	
Signature	
<u>Timothy A. Worrall</u> Typed or printed name	
(415) 268-7151 Telephone Number	
<p>Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.</p> <input type="checkbox"/> Total of <u>1</u> forms are submitted.	

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Dated: December 19, 2003

Signature: 

(LILIA OLSEN)

Inventor: Michael W. GRAHAM

Atty Docket No.: 546322000320

Application No.: 09/997,905

Filing Date: November 30, 2001

Title: CONTROL OF GENE EXPRESSION

Documents Filed: Express Abandonment

1. Transmittal (1 page)
2. EXPRESS ABANDONMENT UNDER 37 CFR 1.138 - 1 pg

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